

Application No.: 10/721,079

Docket No.: 4590-239

REMARKS

Reconsideration and allowance of the subject application in view of the foregoing amendments and the following remarks is respectfully requested. This Amendment should be entered under Rule 116 because it places this application in condition for allowance.

Claims 1, 2, 4, 5, 7-9 and 11-12 are pending in the application. Claim 10 has been cancelled.

Applicant appreciatively notes that claims 1, 2, 4, 5, 7, 8 and 12 are allowed.

Further, Applicant appreciatively notes that claims 9-11 have been indicated as allowable if rewritten to overcome the rejection under 35 U.S.C. 112, 2nd paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claims 9 and 11 have been amended and claim 10 has been cancelled as suggested by the Examiner.

The Examiner is invited to telephone the undersigned, Applicant's attorney of record, to facilitate advancement of the present application.

All objections and rejection have been addressed, it is respectfully submitted that the present application should be in condition for allowance and a Notice to that effect is earnestly solicited.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper,

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including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP

A handwritten signature in cursive script that reads "Kenneth M. Berner".

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